THE HON'BLE Dr. JUSTICE G. YETHIRAJULU

W.P.No.7811 of 1994

Between:

T. Sarangapani, s/o. T. veeraiah,

S/o. T. Veeraiah, aged about 36 years, Hindu,

R/o. H.No.2-50, Enumamula Balajinagar,

Warangal – 506 006.

… **Petitioner**

and

The A.P. State Electricity Board,

Represented by its Secretary, Vidyutsoudha,

Somajiguda, Hyderabad, and 2 others.

… **Respondents**

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ORDER:

The petitioner approached this Court through this writ petition seeking to declare that the order of the second respondent dated 17-03-1994 dismissing the petitioner from service as illegal, null and void.

The petitioner was appointed as a helper by the second respondent, through the order dated 11-10-1993.

The appointment order stipulated certain conditions that he shall undergo training for a total period of one year from the date of reporting for training, which includes 15

days initial training in the line, that he shall report before the third respondent within 15 days from the date of appointment order, that he would be paid stipend of Rs.1,000/- per month during the period of training and after successful completion of one year training and after assessing the suitability and performance of the individual, he will be considered for appointment as helper on a regular time scale with usual allowances. He was also required to produce the certificates of educational qualifications, date of birth, caste, physical fitness etc. He was also directed to deposit of Rs.5,000/- to be reimbursed to the first respondent in the event of the failure of the petitioner to abide by the conditions of the bond executed by him. The petitioner produced the certificates and reported to the authorities concerned to undergo the training. While the petitioner was undergoing training, the impugned order was issued on 17-03-1994 dismissing him from service by directing to remit the entire amount of stipend paid to him. Therefore, the petitioner approached this Court seeking to declare the impugned order as illegal and arbitrary.

The impugned order dated 17-03-1994 discloses that the petitioner was dismissed from service due to production of a bogus certificate of I.T.I. qualification and he was relieved with effect from 14-03-1994 after noon.

The petitioner filed the xerox copy of a certificate said to be issued by the Principal of the Industrial Training Institute. The petitioner did not mention as to who is the competent authority to issue the certificate and it does not contain any seal of the competent authority. The respondent detected that it was a bogus certificate. The petitioner did not mention anything about the genuineness of the certificate in the affidavit filed in support of the writ petition or at any subsequent time to consider whether the reason given by the second respondent for the dismissal of the petitioner is correct. In the absence of any other material contradicting the reason given by the second respondent for the dismissal of the petitioner, there cannot be any direction or declaration to hold that the orders are illegal or arbitrary.

In the light of the above circumstances, I do not find any merits in the writ petition.

In the result, the writ petition is dismissed as devoid of merits. No order as to costs.

Dr.G. YETHIRAJULU, J

Date: 17-11-2005

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